

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Jacques DENKO

Group Art Unit: 3727

Serial No : 09/926,546

Examiner: S. Garbe

Filed : April 19, 2002

For : FLEXIBLE CONTAINER WITH A SEALABLE CLOSURE

REQUEST TO VACATE OFFICE ACTION OF MARCH 27, 2003

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Further to our telephone conversation with Examiner Stephen Garbe, regarding the Office Action issued on March 27, 2003, Applicant respectfully resubmits a copy of the Preliminary Amendment filed with the U.S. Patent and Trademark Office on May 23, 2002, along with the date stamped filing receipt evidencing the filing thereof. Applicant requests that the Examiner vacate the outstanding Office Action and issue a new Office Action taking into account the Preliminary Amendment.

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APR 09 2003

TECHNOLOGY CENTER R3700

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APR - 8 2003
TECHNOLOGY CENTER 3700

Should the Examiner have any further comments or questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Respectfully submitted,
Jacques DENKO

Neil F. Greenblum
Reg. No. 28,394

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April 8, 2003
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5/23/2002

File In: Milgram

The Patent Office Date stamp hereon is an acknowledgement that, on the date indicated, the Patent Office received the following:

14) Request for Examiner Approval of Drawing Amendment, w/ 1 sheet of drawings

(Y) Amendment Supplemental Preliminary

() Executed Assignment and cover letter
() by facsimile

() Executed S.E.S. () S.E.S. Assertion

() Req. for Ext. of Time

(X) Fee Filing (X)

Recording ()

Issue ()

Extension ()

() Fee Transmittal

() Maintenance Fee Payment

() PTOL-85B Issue Fee

() Letter to Draftsman (in trip.)

() Design Patent Application Transmittal

() Utility Patent Application Transmittal

() Provisional Application Cover Sheet

() Continued Prosecution Application

(CPA) Request Transmittal

() Request for Continued Examination (RCE)
including submission

() Cover Letter

(X) Check No. 41471 for \$ 36.00

() Rule 53b and 53f Letter for
Unexecuted Application

() Claim of Priority & Certified
Copy of _____

() Declaration () Supplemental

() New () Unexecuted

() Executed by facsimile

(X) Transmittal Letter

() Patent Application

() Provisional () Reexam

() Reissue () Design

() Continuation () CIP

_____ pages (w/abstract)

_____ claims _____ independent

_____ sheets of drawings

_____ figures

(X) I.D.S. form PTO-1449 &

References (X) as attached

() as listed on
reverse

() One self-addressed postcard

() Certification under 1.97(e)

() Certificate of Mailing (C-O-M)

() Returned Envelope

(X) Copy of International Search Report



In the matter of : FLEXIBLE CONTAINER WITH A SEALABLE CLOSURE

Applicant : Jacques DENKO

Application No. : 09/926,546

Filed : 11/19/01

Patent No. :

Issued :

Docket : P21701

TP

GREENBLUM & BERNSTEIN, P.L.C.

41471

OUR REFERENCE NUMBER	YOUR INVOICE NUMBER	INVOICE DATE	INVOICE AMOUNT	AMOUNT PAID	DISCOUNT	NET AMOUNT
Claims in excess of twenty (203)						
File # : P21701						

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PTO ACCOUNT
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NATIONSBANK
OF VIRGINIA N.A.
68-1-510

41471

DATE	CONTROL NO.	AMOUNT
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May 23, 2002 \$ 36.00

PAY TO THE ORDER OF
Thirty Six and 00/100 Dollars
COMMISSIONER OF PATENTS AND TRADEMARKS

VOID AFTER 120 DAYS

⑈041471⑈ ⑆051000017⑆ 000026912101⑈

GREENBLUM & BERNSTEIN, P.L.C.
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Attorney Docket No. P21701

In re application of : Jacques DENKO

 Serial No. : 09/926,546
 (U.S. National Phase of PCT/FR00/01361)

Group Art Unit : Not Known

I.A. Filed : May 19, 2000

Examiner : Not Known

For : FLEXIBLE CONTAINER WITH A SEALABLE CLOSURE

 THE COMMISSIONER OF PATENTS AND TRADEMARKS
 Washington, D.C. 20231

Sir:

Transmitted herewith is a Supplemental Preliminary Amendment in the above-captioned application.

- ☒ Small Entity Status of this application under 37 C.F.R. 1.9 and 1.27 has been established by a verified statement previously filed.
- ☐ A verified statement to establish small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.
- ☒ An Information Disclosure Statement, PTO Form 1449, and references cited.
- ☒ A Request for Examiner Approval of Drawing Amendment, with 1 sheet of drawings.
- ☐ No additional fee is required.

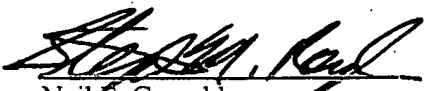
The fee has been calculated as shown below:

Claims After Amendment	No. Claims Previously Paid For	Present Extra	Small Entity		Other Than A Small Entity	
			Rate	Fee	Rate	Fee
Total Claims: 24	*20	4	x 9=	\$36.00	x 18=	\$
Indep. Claims: 3	**3	0	x 42=	\$ 0.00	x 84=	\$
Multiple Dependent Claims Presented			+140=	\$ 0.00	+280=	\$
Extension Fees for Month				\$ 0.00		\$
Total:				\$36.00	Total:	\$

*If less than 20, write 20

**If less than 3, write 3

☐ Please charge my Deposit Account No. 19-0089 in the amount of \$_____.☒ A Check in the amount of \$36.00 to cover the filing fee is included.☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-0089.☒ Any additional filing fees required under 37 C.F.R. 1.16.☒ Any patent application processing fees under 37 C.F.R. 1.17, including any required extension of time fees in any concurrent or future reply requiring a petition for extension of time for its timely submission (37 CFR 1.136)(a)(3).


 Neil F. Greenblum
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3/29/06